

The opinion in support of the decision being entered today was
not written for publication and is not binding precedent of the
Board.

Paper No. 30

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

SEP 5 2002

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte KLAUS FLORIAN SCHUEGRAF,
SCOTT JEFFREY DEBOER
and
RANDHIR P.S. THAKUR

Appeal No. 2001-1184
Application 08/902,809

ORDER REMANDING TO EXAMINER

An examination of the file reveals that a supplemental Information Disclosure Statement (IDS) was filed April 12, 1999 (Paper No. 13). It is not apparent from the record whether the examiner considered the statement submitted or notified appellants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98. A communication notifying appellants of the Primary Examiner's decision is required.

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Accordingly, it is

ORDERED that the application is remanded to the Examiner for consideration of the supplemental IDS filed April 12, 1999 (Paper No. 13), for appropriate notification to appellants regarding the Primary Examiner's decision, and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

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